	CASE	# <u>C15-20</u> ROW-109	13-004
ROW	#	_ ROW-109	2700
	CITY OF AUST	TP-0201	03/114
	CATION TO BOARD ( KAL VARIANCE/PARI		Ó
WARNING: Filing of this	s appeal stops all affect	ed construction activity.	
PLEASE: APPLICATION COMP	ON MUST BE TYPED PLETED.	WITH ALL REQUESTED	)
STREET ADDRESS: <u>608</u>	Academy Dr		
LEGAL DESCRIPTION: S	ubdivision – LOT 12A WO	ODLAWN ADDN	
I/We <u>David Cancialos</u> authorized agent for	si c/o Permit Partners LI	LC on behalf of myself/or	urselves as
Rip Esselstyn	affirm that on	March-1, 2013,	
hereby apply for a hearing b	pefore the Board of Adju	stment for consideration to:	
check appropriate items be	low)		
X ERECT ATTAC	CH COMPLETE	_REMODEL	
n a SF-3	NCCD	_ district.	
Renew variance C15-2009-0	0133 to decrease street si	ide setback from 15' to 5'2".	
supporting the findings desc	ribed below. Therefore, yo of your application. Failur	f, sufficiency of and weight of ou must complete each of the a e to do so may result in your a al support documents.	applicable

VARIANCE FINDINGS: I contend that my entitlement to the requested variance is based on the follow ing findings (see page 5 of application for explanation of findings):

### **REASONABLE USE:**

1. The zoning regulations applicable to the property do not allow for a reasonable use because:

Due to the orientation of the lot at the end of the street, the street side setback's property line's closest adjacent property is the IH-35 South frontage road. The side street is not directly adjacent to the property but over 75' away from property lines where the deck and porch enclosure is desired.

### **HARDSHIP:**

2. (a) The hardship for which the variance is requested is unique to the property in that:

The location and configuration of the existing house makes the proposed additions / enclosures on the existing non-complying portions of the house extremely difficult to comply with SF-3 setback requirements.

(b) The hardship is not general to the area in which the property is located because:

The lot is unique in shape and configuration. The large of amounts of existing non-complying portions of the house are unusual. There are no neighbors adjacent to the setback and there is a large buffer of land between the street and the property.

#### AREA CHARACTER:

3. The variance will not alter the character of the area adjacent to the property, will not impair the use of adjacent conforming property, and will not impair the purpose of the regulations of the zoning district in which the property is located because:

There are no neighbors on the north side of the house, where the variance is requested. The addition will face Riverside Drive. There is a large buffer of city owned land with substantial vegetation between the residence and the street.

### **PARKING:** (Additional criteria for parking variances only.)

Request for a parking variance requires the Board to make additional findings. The Board may grant a variance to a regulation prescribed Section 479 of Chapter 25-6 with respect to the number of off-street parking spaces or loading facilities required if it makes findings of fact that the following additional circumstances also apply:

- 1. Neither present nor anticipated future traffic volumes generated by the use of the site or the uses of sites in the vicinity reasonable require strict or literal interpretation and enforcement of the specific regulation because:
- 2. The granting of this variance will not result in the parking or loading of vehicles on public streets in such a manner as to interfere with the free flow of traffic of the streets because:
- 3. The granting of this variance will not create a safety hazard or any other condition inconsistent with the objectives of this Ordinance because:
- 4. The variance will run with the use or uses to which it pertains and shall not run with the site because:

NOTE:

The Board cannot grant a variance that would provide the applicant with a special privilege not enjoyed by others similarly situated or potentially similarly situated.

**APPLICANT CERTIFICATE** – I affirm that my statements contained in the complete application are true and correct to the best of my knowledge and belief.

Signed \_David Cancialosi c/o Permit Partners LLC 7105 Barnsdale Way Austin Texas 78745

Printed David Cancialosi Phone 512-799-2401 Date March 1 2013

**OWNERS CERTIFICATE** – I affirm that my statements contained in the complete application are true and correct to the best of my knowledge and belief.

Signed Richard Esselstyn 608 Academy Austin Texas 78704

Printed Richard Esselstyn Date March 1 2013

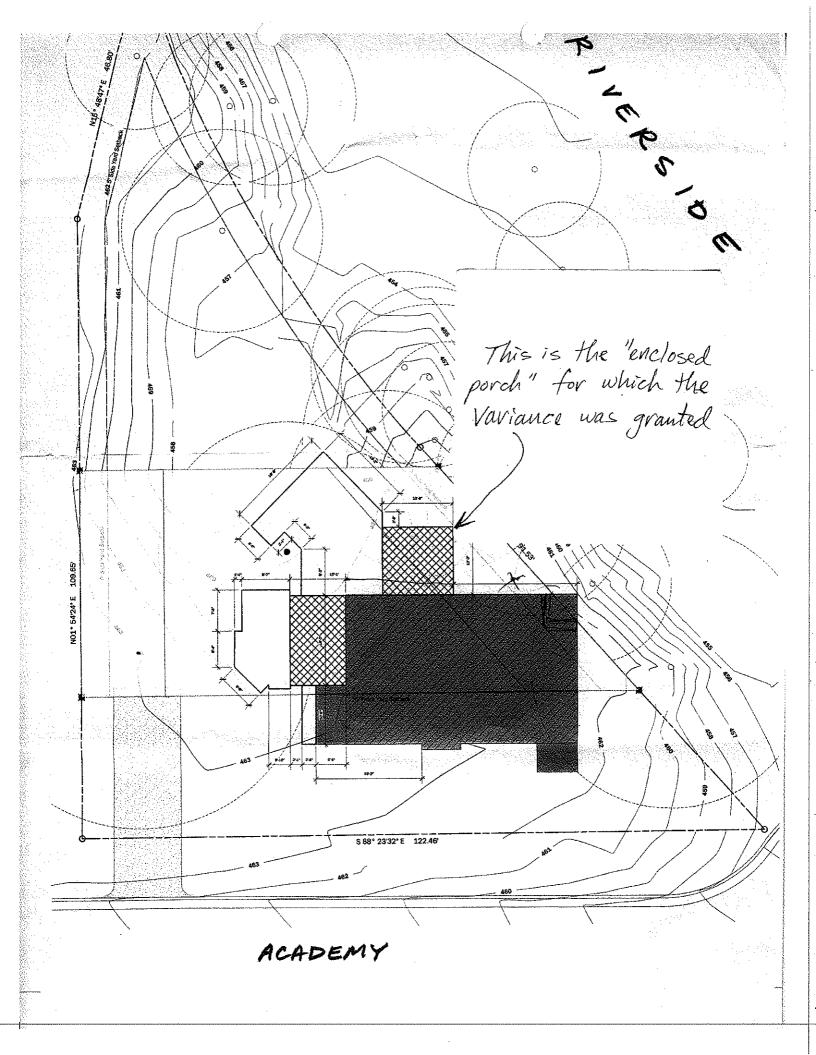
### GENERAL INFORMATION F OR SUBMITTAL OF A VARIANCE REQ UEST TO THE BOARD OF ADJUSTMENT

(The following is intended to provide assistance in explaining the variance process. These suggestions are not intended to be a complete or exhaustive guide in assisting you through this process.)

### **VARIANCE REQUIREMENTS:**

### **General Requirements:**

- A. A variance may be granted if, because of special circumstances of a property, the strict application of the L and Development Code regulations deprives the property owner of privileges that are enjoyed by another person who owns property in the area that has the same zoning designation as the property for which the variance is requested.
- B. A variance to a regulation may not grant special privileges that are inconsistent with the limitations on other properties in the area or in the district in which the property is located.



### AE APPROVED

OCT 12 2010 285-204 JGM

All structures etc. must maintain 7'5" clearance from AE energized power lines. Enforced by AE & NESC codes.

### Site Plan Legend

KX.	footprint of new covered construction
	footprint of new deck construction
22	footprint covered existing construction
	footprint of existing deck construction
	property line
	setback line
7	11 Zoning Diagram

### Building and Zoning Information

Architectumal Code: 2006 International Residential Code for One- & Two-Family Dwellings (verify additional scoped codes with all generaling jurisdactions)

Use: Sungle Family Residence

Total Let Area: Sungle Family Residence

Square Foologic Totals:

conditioned space:

a. cessing/removated construction - first floor 1,206 sf 0,0 sf 0,

Kolasinski Esselstyn Residence additions and Improvements

608 Academy Drive Austin, Texas 78704

## Flarchitecture

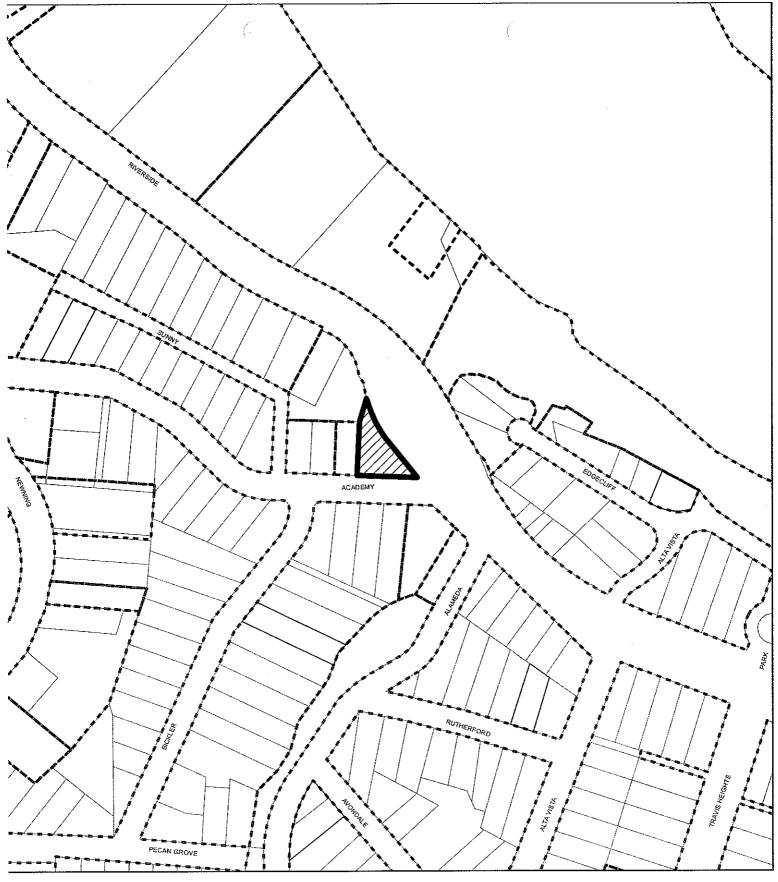
Christopher T. Cobb, AA Kelly W. Foeter, AIA 2830 East MLK Jr. Bhd Suite 101. Austin, Texas 78702 512.482.3399

Site Plan

© 2007 CF architecture PLLC

Drawing Number

A0.1







ZONING BOUNDARY

CASE#:C15-2013-0045 LOCATION:608 ACADEMY DR

This product is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property boundaries.

This product has been produced by the Planning and Development Review Department for the sole purpose of geographic reference. No warranty is made by the City of Austin regarding specific accuracy or completeness.

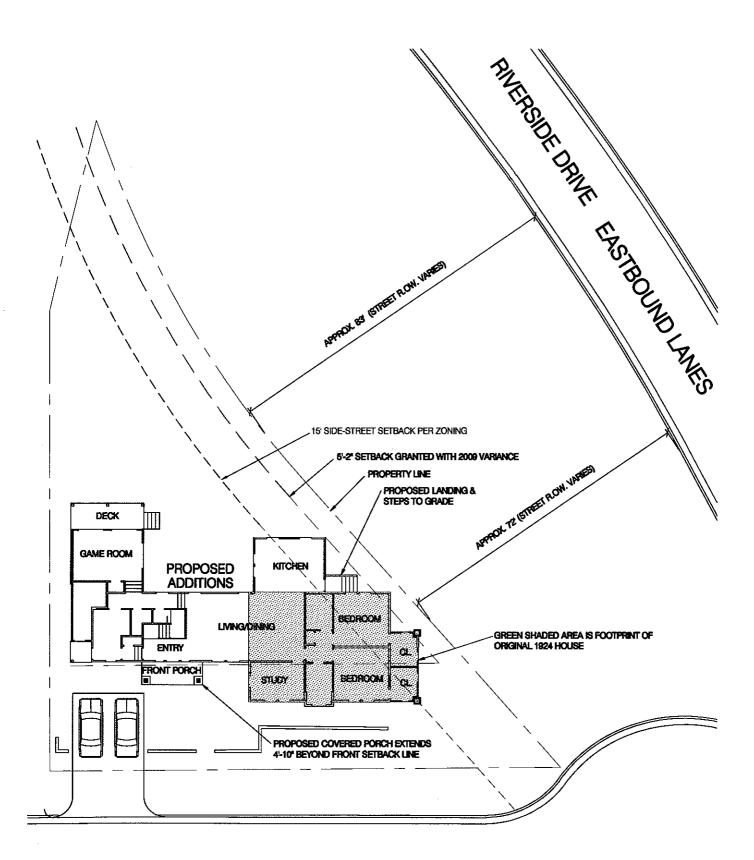


# CITY OF AUSTIN Board of Adjustment/Sign Review Board Decision Sheet

DATE: Monday, November 9, 2009	CASE NUMBER: C15-2009-0133
y Jeff Jack y Michael Von Ohlen 2 <sup>nd</sup> the Motion y Nora Salinas y Bryan King Motion to Grant y Leane Heldenfels, Chairman y Clarke Hammond, Vice Chairman heidi Goebel	
APPLICANT: Chris Cobb	
OWNER: Richard Van Esselstyn	
ADDRESS: 608 ACADEMY DR	
VARIANCE REQUESTED: The applicant has req street setback requirement of Section 25-2-492 (D) for and enclosed porch to an existing single-family residence to the residence of the set of the set of the section of the set of the set of the set of the section of the set of the	rom 15 feet to 5 feet 2 inches in order to attach a deck ence in an "SF-3-NCCD-NP", Family Residence -
BOARD'S DECISION: Motion to Grant bemember Von Ohlen, Vote 7-0; GRANTED.	y board member King, seconded by board
FINDING:	
<ol> <li>The Zoning regulations applicable to the property street is not directly adjacent to the property addition is desired</li> </ol>	perty do not allow for a reasonable use because: but over 75 feet away from property lines where
<ol><li>(a) The hardship for which the variance is recand configuration of the existing house make the house extremely difficult to comply with to converted to cul de sac.</li></ol>	es the addition to the non complying portions of
(b) The hardship is not general to the area in unique in shape and configuration and the la of the house are unusual. There are no neight land between street and property	which the property is located because: lot is arge amounts of existing non complying portions abbors adjacent to setback and a large buffer of
the zoning district in which the property is local north side of house where variance is reques	d will not impair the purpose of the regulations of cated because: there are no neighbors on the sted, the addition would face Riverside Drive, n lots of vegetation between residence and the

Chairman

**Executive Liaison** 



**ACADEMY DRIVE** 

PROPOSED - 608 ACADEMY

### Ramirez, Diana

05-2013-0045

From:

davidcancialosi@gmail.com on behalf of David Cancialosi <

Sent: To: Monday, April 15, 2013 7:17 PM Walker, Susan; Ramirez, Diana

Subject:

608 academy BOA documents

Attachments:

608 academy 2009 BP porch enclosure and deck.pdf; BOA APP owners signature page 8400

Long Canyon June hearing.pdf

Please add as back up to the existing application on file.

Thank you.

Sincerely, David C. Cancialosi Permit Partners, LLC 512-799-2401 c 512-373-8846 f

.\_\_\_\_\_

CONFIDENTIAL AND PRIVILEGED COMMUNICATION: This e-mail transmission, and any documents or files attached to it, may contain confidential information that is legally privileged. If you are not the intended recipient, or person responsible for delivering it to the intended recipient, you are hereby notified that any disclosure, copying, distribution or use of any of the information contained in or attached to this message is STRICTLY PROHIBITED. Interception of e-mail is a crime under the Electronic Communications Privacy Act, 18 U.S.C. 2510-2521 and 2701-2709. Any comments, code interpretations, or information conveyed by Permit Partners LLC via federal, state, or local regulations may not be 100% accurate given the complex and ever-changing nature of various code interpretations made by staff members. If you have received this ransmission in error, please immediately notify Mr. David Cancialosi by replying to this e-mail or by telephone at 512-799-2401, and destroy the original transmission and its attachments without reading them or saving them to disk. Thank you.

CITY OF AUSTIN 3/27/09

### RESIDENTIAL PERMIT APPLICATION "A"

BP Number	09.023622-RA
Building Per	rmit No
Plat No	Date 3, 9.9
Reviewer	Ryan Diebel Mikulonk

PRIMARY PRO	OJECT DAT		19023629			
Service Address		(adeny		Tax Parcel N	To	
Legal Description		_Subdivision_ J Wood	laun		Section_	Phase
If in a Planned		pment, provide Name and Case proved copies of subdivision and site pe		<del></del>		
If this site is	not a legally s	ubdivided lot, you must contact	t the Development <u>As</u> sist	ance Center	for a Land Status I	Determination.
Description of WNew ResidDuplexGarageCarport	lence attached	detached	Remodel (specify) <u> </u>	DIVIA		eved and cabinets is Kitchen.
Pool Zoning (e.g. SF-1	, SF-2) <u></u>	23-NP-NCCP	Other (specify)			
- Height of Princi			Height of Other str	ructure(s)	ft. # of f	loors
Austin Water Ut	ility at 512-97 ave a septic sys	vater and wastewater availability 72-0000 to apply for water and stem? Yes No. If yes, w.	d/or wastewater tap app	lication, or a	service extension	
Does this site hav	e a Board of A	Adjustment ruling?Yes 🔀	No If yes, attach the B	O.A. docum	entation	
Will this develop	ment require a	cut and fill in excess of 4 feet?	Yes \(\frac{\sqrt{No}}{\sqrt{No}}\)			
Does this site from	it a paved stree	et? Yes No A pave	ed alley? Yes X N		/	
Is this property wi	ithin the Resid	lential Design and Compatibility	y Standards Ordinance Bo	oundary Area	? X Yes	No
VALUATION REMODELS		VALUATIONS FOR NEW OR ADDITION		<u> </u>	PERMIT FE	
Building \$	1785	Lot Size 9 11/	) sq.ft.		NEW/ADDITION	S REMODELS
Electrical \$	゚゙ร์ขบ	Job Valuation – Principal Bu		Building	\$	\$
Mechanical \$	250	(Labo	or and materials)	Electrical	\$ 35	\$
Plumbing \$	<b>32</b> 150	Job Valuation - Other Struct	ure(s) \$ 300	Mechanica		\$
Driveway/ Sidewalk \$		(Labo	or and materials)	Plumbing	<u> </u>	\$
TOTAL \$ (labor and mate		TOTAL JOB VALUATION (sum of remodels and additions 7,500,00)	• •	Driveway & Sidewal TOTAL		\$ \$
(0	000	(Labor and m	interials)			
OWNER/BUILI	DER INFORI	MATION				
OWNER	Name <u>Ri</u> (	and Van Esselstyn /	Till Kolasinsh	і. Ц		12-442-0105 12- <del>1</del> 84-293
BUILDER	Company N	ame Solt Kelien	d Van 655elst	777	Telephone	
	Contact/App	olicant's Name		U	Pager	
DRIVEWAY/ SIDEWALK	Contractor_				FAX Telephone	
SIDE WALK					Telephone	
CERTIFICATE OF	Name					

You may check the status of this application at www.ci.austin.tx.us/development/pierivr.htm

### CITY OF AUSTIN RESIDENTIAL PERMIT APPLICATION "B"

Applicant's Signature

#### CITY OF AUSTIN

#### RESIDENTIAL PERMIT APPLICATION

I understand that in accordance with Sections 25-1-411 and 25-11-66 of the Land Development Code (LDC), non-compliance with the LDC may be cause for the Building Official to suspend or revoke a permit and/or license. I understand that I am responsible for complying with any subdivision notes, deed restrictions, restrictive covenants and/or zoning conditional overlays prohibiting certain uses and/or requiring certain development restrictions (i.e., height, access, screening, etc.) on this property. If a conflict should result with any of these restrictions, it will be my responsibility to resolve it. I understand that, if requested, I must provide copies of all subdivision plat notes, deed restrictions, restrictive covenants, and/or zoning conditional overlay information that may apply to this property.

I acknowledge that this project qualifies for the Site Plan Exemption as listed in Section 25-5-2 of the LDC.

I understand that nothing may be built upon or over an easement. I further understand that no portion of any roof structure may overhang in any public utility or drainage easement.

I acknowledge that customer will bear the expense of any necessary relocation of existing utilities to clear this driveway location and/or the cost to repair any damage to existing utilities caused during construction.

I also understand that if there are any trees greater that 19 inches in diameter located on the property and immediately adjacent to the proposed construction, I am to schedule a Tree Ordinance review by contacting (512) 974-1876 and receive approval to proceed.

I agree that this application will expire on the 181st day after the date that the application is filed if the application is not approved and an extension is not granted. If the application expires, a new submittal will be required.

an extension is not gratited. If the application expires, a new submittal will be required.
APPLICANT'S SIGNATURE DATE 3/9/09  HOME BUILDER'S STATE REGISTRATION NUMBER (required for all new construction)
·
Rejection Notes/Additional Comments (for office use only): 3/18/09 NO FLOODPLAW ISSUES. JAC- M.
Service Address

Date

CITY OF AUSTIN RESIDENTIAL PERMIT APPLICATION "C"	LS: 91000
BUILDING COVERAGE  The area of a lot covered by buildings or roofed areas, but not including ( level paving, landscaping, or open recreational facilities.	//
<ul> <li>a. 1<sup>st</sup> floor conditioned area</li> <li>b. 2<sup>nd</sup> floor conditioned area</li> <li>c. 3<sup>rd</sup> floor conditioned area</li> <li>d. Basement</li> <li>e. Garage / Carport</li></ul>	Addition         New / Addition           \$q.ft.         \$q.ft.           \$q.ft.         \$q.ft.
TOTAL BUILDING AREA (add a. through l.)  TOTAL BUILDING COVERAGE ON LOT (subtract, if	1272 156 sq.ft.
IMPERVIOUS COVERAGE  Include building cover and sidewalks, driveways, uncovered patios, deck calculating impervious cover. Roof overhangs which do not exceed two	
a. Total building coverage on lot (see above)  b. Driveway area on private property  c. Sidewalk / walkways on private property  d. Uncovered patios  e. Uncovered wood decks [may be counted at 509]  f. Air conditioner pads  g. Concrete decks  h. Other (specify)	buildings on this site and buildings on adjacent lots.  \[ \frac{243-1350}{\text{sq.ft.}} \] \[ \text{sq.ft.} \] \[ \text{sq.ft.} \] \[ \text{sq.ft.} \] \[ \text{sq.ft.} \]
TOTAL IMPERVIOUS COVERAGE (add a. throug	13151575 sq.ft. 17.3 % of lot 14.7

MM 4095)

### CITY OF AUSTIN RESIDENTIAL PERMIT APPLICATION "D" FLOOR AREA RATIO INFORMATION

TO BE COMPLETED FOR ALL PROPERTIES LOCATED WITHIN THE RESIDENTIAL DESIGN AND COMPATIBILITY STANDARDS ORDINANCE BOUNDARY AREA.

ervice Address 108 A Cade my Di	ive	
pplicant's Signature		Date 3/9/09
ROSS FLOOR AREA AND FLOOR AREA RATIO as d	lefined in the Austin Zonii	ng Code.
<ul> <li>I. 1<sup>st</sup> Floor Gross Area</li> <li>a. 1<sup>st</sup> floor area (excluding covered or uncovered finished ground-</li> </ul>	<u>Existing</u>	New / Addition
<ul> <li>a. 1<sup>st</sup> floor area (excluding covered or uncovered finished ground-floor porches)</li> <li>b. 1<sup>st</sup> floor area with ceiling height over 15 feet.</li> <li>c. TOTAL (add a and b above)</li> </ul>	969 1,050 sq.ft. 969 sq.ft.	sq.ft.
<ul> <li>II. 2<sup>nd</sup> Floor Gross Area See note <sup>1</sup> below</li> <li>d. 2<sup>nd</sup> floor area (including all areas covered by a roof i.e. porches, breezeways, mezzanine or loft)</li> <li>e. 2<sup>nd</sup> floor area with ceiling height &gt; 15 feet.</li> <li>f. TOTAL (add d and e above)</li> </ul>		
<ul> <li>III. 3<sup>rd</sup> Floor Gross Area See note <sup>1</sup> below</li> <li>g. 3<sup>rd</sup> floor area (including all areas covered by a roof i.e. porches, breezeways, mezzanine or loft).</li> <li>h. 3<sup>rd</sup> floor area with ceiling height &gt; 15 feet</li> <li>i. TOTAL (add g and h above)</li> </ul>	sq.ft. sq.ft. sq.ft.	*
<ul> <li>IV. Basement Gross Area</li> <li>j. Floor area outside footprint of first floor or greater than 3 feet above grade at the average elevation at the intersections of the minimum front yard setback line and side property lines.</li> </ul>	sq.ft.	sq.ft.
V. Garage kattached (subtract 200 square feet if used to meet theminimum parking requirement) l. \_detached (subtract 450 square feet if more than 10 feet from principal structure)	sq.ft.	sq.ft.
VI. Carport (open on two or more sides without habitable space above it subtract 450 square feet)	sq.ft.	sq.ft.
VII. TOTAL	1674,050 sq.ft.	sq.ft.
TOTAL GROSS FLOOR ARE		
GROSS AREA OF LOT	9,100	sq. ft. sq. ft.
FLOOR AREA RATIO (gross	floor area/gross area of lot)	4.5 %
	,	10.0

If a second or third floor meets all of the following criteria it is considered to be attic space and is not calculated as part of the overall Gross Floor Area of the structure.
 a. It is fully contained within the roof structure and the roof has a slope of 3 to 12 or greater
 b. It only has one floor within the roof structure
 c. It does not extend beyond the foot print of the floors below

It is the highest habitable portion of the building; and

Fifty percent or more of the area has a ceiling height of seven feet or less.

1st Floor Development
Assistant Center, 505
Barton Springs Road

Kramer Service Center

Kramer Service Center 2412 Kramer Lane, Bldg. "C" Austin, Texas 78758

(512) 505-7206

Austin Energy

Electric Service Planning Application (ESPA)

(Please Print or Type)

St. Elmo Service Center 4411-B Meinardus Drive Austin, Texas 78744 (512) 505-7500

For Residential or Small Commercial "SERVICE ONLY" under 350 amps 10 or 225 amps 30

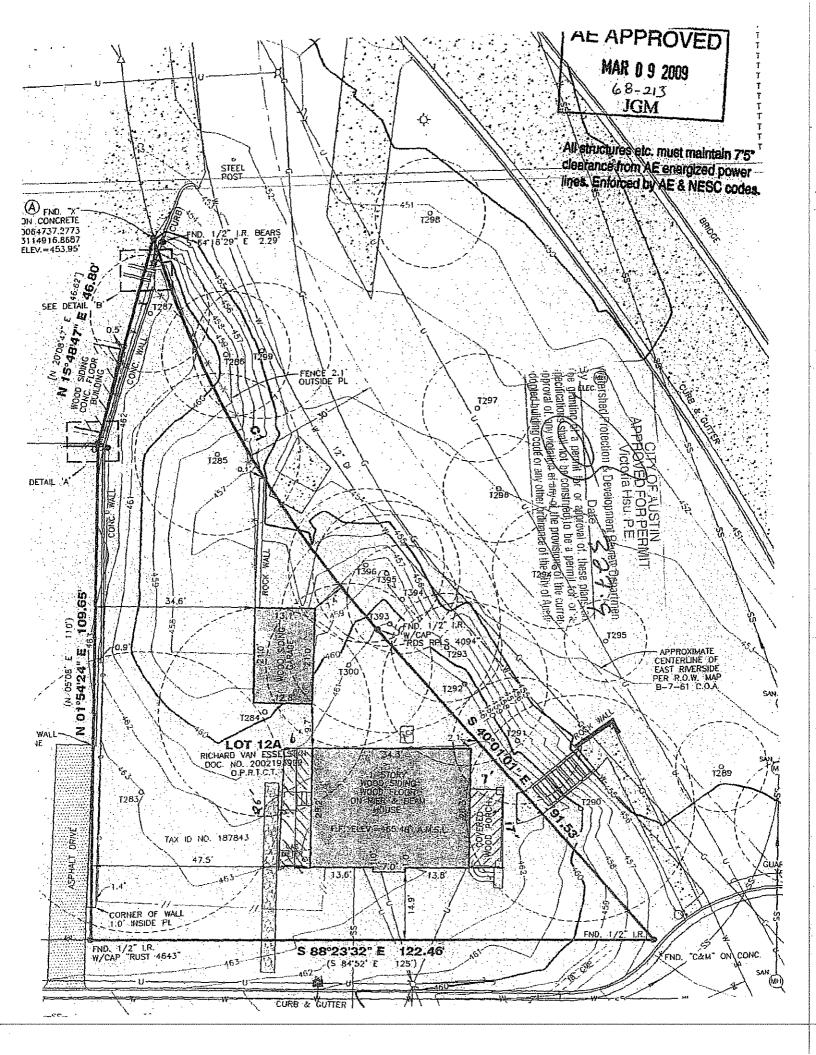
Customer Name <u>Pichard Van Essel</u>	1 1	1	5
Address 608 Academy Dur			
Legal Description Wordlaum			
Lot 13A Block Comme	rcial/Residential?	es_	
Service Main Size(amps) Service Co	nductor	_ (type & size)	
Service Length(ft.) Number of Met	ers? Multi-	Fuel Y N	
Overhead/Underground?Voltage	Single-phase (1Ø)	Three-phase (3Ø)	
Total Square FootageTotal A/C Load	(# of units)_	(Tons)	
Largest A/C unit(Tons) LRA of Large	st A/C Unit	(amps)	
Electric Heating(kW) Other		(kW)	
Comments:			
		······································	
		***************************************	
ESPA Completed by (Signature & Print name)	Date	Phone	
AE Representative	Date		
Approved: Yes No (Remarks on back)	Phone		

### Application expires 180 days after date of Approval

All structures etc. must maintain 7'5" clearance from AE energized power lines. Enforced by AE & NESC codes.

AE APPROVED

MAR 0 9 2009 68-213 JGM



REVENTED FOR ZONING CHLY

Academy

**APPLICANT CERTIFICATE** – I affirm that my statements contained in the complete application are true and correct to the best of my knowledge and belief.

Signed
Permit Partners LLC 7105 Barnsdale Way Austin Texas 78745
Printed David Cancialosi c/o Permit Partners LLC 512-799-2401 March 1, 2013
<b>OWNERS CERTIFICATE</b> – I affirm that my statements contained in the complete application are true and correct to the best of my knowledge and belief.
Signed Mail Address
Printed
Phone Date